

# Order

Michigan Supreme Court  
Lansing, Michigan

May 20, 2011

Robert P. Young, Jr.,  
Chief Justice

142143

Michael F. Cavanagh  
Marilyn Kelly  
Stephen J. Markman  
Diane M. Hathaway  
Mary Beth Kelly  
Brian K. Zahra,  
Justices

LAFARGE MIDWEST, INC.,  
Petitioner-Appellee,

v

SC: 142143  
COA: 289292  
MTT: 00-318224, 00-328284,  
00-328928

CITY OF DETROIT,  
Respondent-Appellant.

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On order of the Court, the application for leave to appeal the October 12, 2010 judgment of the Court of Appeals is considered, and it is DENIED, because we are not persuaded that the question presented should be reviewed by this Court.

MARY BETH KELLY, J. (*concurring*).

I concur with this Court's decision to deny leave to appeal. However, I write separately to indicate that I would have reversed the Court of Appeals for the reasons stated in the dissent had the Legislature not amended the renaissance zone act, MCL 125.2681 *et seq.*, after that court released its opinion.

MARILYN KELLY, J., would grant leave to appeal.



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I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

May 20, 2011

*Corbin R. Davis*

Clerk